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भाग 4 (ग)

उप-खण्ड (I)

राज्य सरकार तथा अन्य राज्य-प्राधिकारियों द्वारा जारी किये गये (सामान्य आदेशों, उप-विधियों आदि को सम्मिलित करते हुए) सामान्य कानूनी नियम।

Home (Gr. IX) Department

NOTIFICATION

Jaipur, August 11, 2021

G.S.R.320 .-In exercise of the powers conferred by section 8 of the Poisons Act, 1919 (Central Act No. XII of 1919), the Government of Rajasthan, hereby proposes to makes the following amendments in the Rajasthan Poisons Possession and Sale Rules, 2015. The draft of the Rajasthan Poisons Possession and Sale (Amendment) Rules, 2021 are hereby published as required by sub-section (2) of section 8 of the said Act for information of the persons likely to be affected thereby and notice in hereby given to them that the said amendments would be taken into consideration after the expiry of a period of 15 days from the date on which copies of these draft rules as published in the Official Gazette are made available to the public.

Any objection or suggestion which may be received from any person with respect to the said draft rules before the expiry of the period specified above shall be considered by the State Government. Such objection and suggestions should be addressed to the Secretary, Home Department, Government of Rajasthan, Secretariat, Jaipur Rajasthan.

Draft Rules

1. Short title and Commencement.- (1) These rules may be called the Rajasthan Poisons Possession and Sale (Amendment) Rules, 2021.

(2) They shall come into force on the date of their final publication in the Official Gazette.

2. Amendment of rule 4.- The existing rule 4 of the Rajasthan Poisons Possession and Sale Rules, 2015, hereinafter referred to as the said rules, shall be substituted by the following, namely:-

"4. Exhibition of licence on the premises.- A copy of the licence granted under these rules shall be displayed at a prominent position at the place of Business specified in the license."

3. Amendment of rule 5.- In sub-rule (3) of rule 5 of the said rules, for the existing expression "on a written application from the firm or company and such application shall bear a court fee stamp of hundred rupees, the expression "on a written application or online application from the firm or company and such written application shall bear a court fee stamp of hundred rupees and in case of online application applicant shall pay one hundred rupees online."

4. Substitution of rule 6.- The existing rule 6 of the said rules shall be substituted by the following, namely:-

"6. Application for grant or renewal of licence.- (1) Every person desiring for the grant of license or renewal of a license issued under these rules shall make a written application or online application to the licensing authority in Form B and in case of renewal, the application shall be made prior to three months of the date of expiry of the license. Such written application for grant or renewal of licence shall bear a court fees stamp of hundred rupees and

in case of online application applicant shall pay one hundred rupees online. Where application for renewal is not made within time specified above, the applicant shall submit a written application for renewal along with court fee stamp of five hundred rupees and in case of online application, applicant shall pay five hundred rupees online.

(2) Applications for duplicate licenses, when the original is lost or destroyed shall be made in writing or online and shall bear a court fee stamp of five hundred rupees and in case of online applications applicant shall pay online five hundred rupees.

(3) In the case of any change in the place of business of the licensee, a fresh application for license shall be made to the licensing authority, The written application shall bear a court fee stamp of five hundred rupees and in case of online application applicant shall pay online five hundred rupees."

5. Amendment of rule 11.- The existing rule 11 of the the said rules shall be substituted by the following, namely:-

"11. Power to inspect poisons and registers.- Any Executive Magistrate authorised by the Licensing Authority or an Inspector appointed under section 21 of the Drugs and Cosmetics Act, 1940 (Central Act No. 23 of 1940) may at

any time visit and inspect the premises of the licence holder where a poison is kept for sale and may inspect all poisons found therein and the registers."

6. Insertion of new rule 18A.- After the existing rule 18 and before the existing rule 19 of the said rules, the following new rule 18A shall be inserted, namely:

"18A. Power to remove difficulties.- If any difficulty arises in giving effect to the provisions of these rules, the State Government may, by order published in Official Gazette, make provisions not inconsistent with the provisions of the Act and these rules, as may appear to be necessary for removing the difficulty."

[No. F.36(1)Home-9/09 part]
By Order of the Governor,
V. Saravana Kumar,
Special Secretary to the Government.

राज्य केन्द्रीय मुद्रणालय,जयपुर।